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February 22, 2024

**VIA CM/ECF**

Honorable Ona T. Wang  
United States Magistrate Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

**Re: Frank Liu vs. The Nielsen Company (US), LLC, et al.; Case No.: 1:22-cv-09084-JHR-OTW**

Dear Judge Wang:

On behalf of defendants The Nielsen Company (US), LLC and TNC US Holdings (collectively, "Defendants"), we write in response to Plaintiff Frank Liu's Motion to Extend Time to file Response to Motion to Dismiss, filed February 21, 2024. (ECF No. 62.)

As an initial matter, Defendants do not oppose Plaintiff's requested extension, so long as Defendants are provided an equivalent extension. Should the Court decide to grant Plaintiff's requested extension, the two-week extension for both parties' briefing would be as follows:

Document	Current Deadline	Extended Deadline
Plaintiff's Opposition to Defendants' Motion to Dismiss	February 26, 2024	March 11, 2024
Defendants' Reply in support of Motion to Dismiss	March 18, 2024	April 1, 2024

Defendants also provide clarification regarding certain assertions and material improperly included in Plaintiff's letter. The rules set forth in the Individual Practices in Civil Cases provide, in part, that all requests for extensions of time must include whether the adversary consents and, if not, the reasons given by the adversary for refusing to consent. Plaintiff did not meet and confer with Defendants in good faith before filing the instant motion, as he requested an extension after the close of business on February 20, at 5:52 pm, such that Defendants did not have the opportunity to respond before he filed the instant letter motion at 8:28 am on February 21. Additionally, Plaintiff improperly uses the Court's public filing system as a forum to publish inflammatory content and images allegedly posted from an account that was not controlled or monitored by Defendants, that have nothing to do with the substance of his request for an

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extension to his briefing deadline. Defendants in no way condone racism or sexism by any of their current or former employees, and request that Plaintiff's future filings be limited to the subject matter at issue.

Thank you for your consideration of the foregoing.

Dated: Chicago, Illinois

Respectfully submitted,

February 22, 2024

*Cardelle B. Spangler*

Cardelle Spangler (*admitted pro hac vice*)

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cc: Plaintiff Frank Liu